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In re Application of AWENGEN et al :
U.S. Application No.: 10/586,718 :
PCT Application No.: PCT/EP2004/014189 :
Int. Filing Date: 13 December 2004 : COMMUNICATION
Priority Date Claimed: 06 March 2004 :
Attorney Docket No.: 3812 :
For: CATIONIC NAPHTHYLDIAZO DYES AND :
AGENTS CONTAINING SAID DYES USED :
TO COLOUR KERATIN FIBRES :

This application is before the Office of PCT Legal Administration for consideration of issues arising under 35 U.S.C. 371.

BACKGROUND

On 13 December 2004, applicant filed international application PCT/EP2004/014189, which claimed priority of an earlier Germany application filed 06 March 2004. A copy of the international application was communicated to the USPTO from the International Bureau on 15 September 2005. The thirty-month period for paying the basic national fee in the United States expired on 06 September 2006.

On 20 July 2006, applicant filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, the basic national fee required by 35 U.S.C. 371(c)(1).

DISCUSSION

The filing date, priority date, title of invention, and names of applicants listed on the transmittal letter (Form PTO-1390) filed 13 December 2004 are inconsistent with the corresponding data published for international application number PCT/EP2004/014189.

CONCLUSION

A proper response must be filed within TWO (2) MONTHS from the mail date of this communication, resolving the discrepancies noted above. A proper response may include an appropriate petition under 37 CFR 1.182 to correct the transmittal letter. Failure to timely file a proper response will result in ABANDONMENT of the application. Extensions of time are available under 37 CFR 1.136(a).

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

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